

House File 592

H-1508

1 Amend House File 592 as follows:

2 1. By striking everything after the enacting clause and  
3 inserting:

4 <Section 1. Section 147.136A, Code 2021, is amended by  
5 adding the following new subsection:

6 NEW SUBSECTION. 4. In an action for damages in which  
7 this section applies, if a verdict in favor of a plaintiff  
8 is rendered by a jury and if the damages include noneconomic  
9 damages exceeding one million dollars, then the trial judge,  
10 within thirty days of the date of the jury's verdict, shall  
11 independently review the jury's verdict to verify that the  
12 verdict and the damages are supported by the facts of the case  
13 and established state law. If the trial judge believes that  
14 the verdict reflects excessive or inadequate damages influenced  
15 by the passions or prejudices of the jury and is not based on  
16 substantial evidence, then the trial judge shall issue findings  
17 of facts and conclusions of law setting forth such belief and  
18 shall enter an order remitting any amounts not supported by  
19 substantial evidence. If the trial court enters a remittitur  
20 by reducing all or part of the jury's verdict, the court shall  
21 give the plaintiff an option to either accept the remitted  
22 amount or to accept a new trial on the issue of damages.>

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